Attorney Discipline

Standards & Guidelines

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2000 Environmental Law Update Course

Purpose of Discipline

- Ensure/Maintain the high standards of professional conduct
- Protect the public from *bad* lawyers
- Protect the justice process from *bad* lawyers

Standards

- Consider all relevant factors
- Consider weight to give the factors
- Consistency within/among jurisdictions

Factors

- Duty violated
- Lawyer’s mental state
- Potential or actual injury
- Aggravating/Mitigating circumstances

Types of Sanctions

- Disbarment
- Suspension
- Reprimand
- Admonition
- Probation
- Resignation

- Other
  - Restitution
  - Costs
  - Limits on Practice
  - Appointment of Receiver
  - PR exam
  - CLE course